

3738

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:



September 28, 2001

By: Synnea B. Anderson

#1
AKWERS
10/6/01

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Rivelli et al.

SERIAL No.: 09/715,878

EXAMINER: Unknown

FILED: 17 November 2000

ART UNIT: 3738

FOR: NEUROVASCULAR STENT AND METHOD

AMENDMENT, PETITION AND FEE TO DELETE AND/OR ADD TO ORIGINAL NAMED INVENTOR(S) (37 CFR § 1.48(a))

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. This amendment and petition is to
☒ **add three** inventors under 37 CFR §1.48(a)
2. **Addition** and/or Deletion of Inventors
☒ **Add** the following previously unnamed person as inventor of this application:

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Alec Piplani
Sean Donahue
Alexander Leynov

3. Attached is:
 - a) a statement from each person being added or deleted as an inventor that the error occurred without deceptive intention on his or her part as required by 37 CFR § 1.48(a)(1).
 - b) Consent of the Assignee, **Smart Therapeutics, Inc.**, to the to correction of inventorship filed herewith.
 - c) A Declaration signed by each of the actual inventor(s) as required by 37 CFR §1.63.
 - d) An Assignment document for recordation in the Assignment records of the U.S. Patent and Trademark Office, conveying the rights of the invention of **Alec Piplani, Sean Donahue, and Alexander Leynov** to the assignee, **Smart Therapeutics, Inc.**
 - e) A Power of Attorney by Assignee and Certification Under 37 CFR §3.73(b).

4. Fee Payment

The fee required is paid as follows:

- ☒ Please charge Deposit Account No. 50-0665 for \$170.00. (\$130.00 + \$40.00)
- ☒ Charge Account No. 50-0665 for any fee deficiency.

Respectfully submitted,



Peter J. Dehlinger
Registration No. 28,006

Date: 09-28-01

Correspondence Address:

Customer No. 22918
(650) 838-4401

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: September 28, 2001

By: Lynnea B. Andersson

Docket No. 5877-0011.30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Patrick Rivelli, Jr.

SERIAL No.: 09/715,878

FILED: November 17, 2000

FOR: NEUROVASCULAR STENT AND METHOD

EXAMINER: Unknown

ART UNIT: 3738

Statement of Alec Piplani Regarding Correction of Inventorship

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Alec Piplani, hereby declare as follows:

1. I am an inventor in the above-identified patent application.
2. The omission of my name as one of the original inventors in the above-identified application was an error which occurred without any deceptive intent on the part of the actual inventors.

Respectfully submitted,

Date: September 26, 2001

Alec Piplani
Alec Piplani



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Date: September 28, 2001

By: Lynnea B. Anderson

Docket No. 5877-0011.30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Patrick Rivelli, Jr.

SERIAL No.: 09/715,878

FILED: November 17, 2000

FOR: NEUROVASCULAR STENT AND METHOD

EXAMINER: Unknown

ART UNIT: 3738

Statement of Sean Donahue Regarding Correction of Inventorship

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

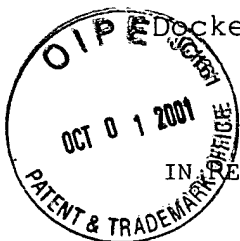
I, Sean Donahue, hereby declare as follows:

1. I am an inventor in the above-identified patent application.
2. The omission of my name as one of the original inventors in the above-identified application was an error which occurred without any deceptive intent on the part of the actual inventors.

Respectfully submitted,

Date: 9/26/01

Sean Donahue
Sean Donahue



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Date: September 28, 2001

By: Lynnea Anderson



Packet No. 5877-0011.30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Patrick Rivelli, Jr.

SERIAL No.: 09/715,878

FILED: November 17, 2000

FOR: NEUROVASCULAR STENT AND METHOD

EXAMINER: Unknown

ART UNIT: 3738

Statement of Alexander Leynov Regarding Correction of
Inventorship

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Alexander Leynov, hereby declare as follows:

1. I am an inventor in the above-identified patent application.
2. The omission of my name as one of the original inventors in the above-identified application was an error which occurred without any deceptive intent on the part of the actual inventors.

Respectfully submitted,

Date: 9/26/01

Alex Leynov
Alexander Leynov

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Date: September 28, 2001

By Lynnea B. Anderson

Docket No. 5877-0011.30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Patrick Rivelli, Jr. et al.

SERIAL No.: 09/715,878

FILED: 17 November 2000

FOR: NEUROVASCULAR STENT AND METHOD

EXAMINER: Unknown

ART UNIT: 3738

Assent of Assignee to Correction of Inventors

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Smart Therapeutics, Inc., 2551 Merced Street, San Leandro,
California 94577, hereby assents to the correction of
inventorship filed herewith.

Pat. Rivelli, Jr.

Signature

Patrick Rivelli, Jr. President

Print Name and Title of Person authorized
to sign on behalf of Assignee

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INVENTORSHIP DECLARATION BY JOINT INVENTORS

I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are stated next to my name in PART A on hereof.

I believe I am the original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

NEUROVASCULAR STENT AND METHOD

the specification of which:

- ☒ was filed on 17 November 2000 as Application
Serial No. 09/715,878.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed in PART B hereof and have also identified in PART B on hereof any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

I hereby claim the benefit under Title 35, United States Code §119(e) and §120, of any United States application(s) listed in PART C hereof and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56 which occurred between the filing date of the prior application and any national or PCT international filing date of this application.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Please direct all telephone calls to Peter J. Dehlinger at (650) 838-4401. Address all correspondence to:

Perkins Coie LLP
P.O. Box 2168
Menlo Park, CA 94026
Customer No. 22918

INVENTORSHIP DECLARATION BY JOINT INVENTORS

PART A: INVENTOR INFORMATION AND SIGNATURE

Full name of **First** inventor: Patrick Rivelli, Jr.

Citizenship: U.S.A. Post Office Address: 1430 Middlefield Road
Palo Alto, California 94301

Residence (if different):

Inventor's Signature: *Patrick Rivelli, Jr.* Date: 9/26/01

Full name of **Second** inventor: Alec Piplani.

Citizenship: U.S.A. Post Office Address: 3771 San Pablo Court
San Jose, California 95127

Residence (if different):

Inventor's Signature: *Alec Piplani* Date: Sept 26, 2001

Full name of **Third** inventor: Sean Donahue

Citizenship: U.S.A. Post Office Address: 431 Wave Avenue
Half Moon Bay, California 94019

Residence (if different):

Inventor's Signature: *S. Donahue* Date: 9/26/01

Full name of **Fourth** inventor: Alexander Leynov

Citizenship: U.S.A. Post Office Address: 16 Brandon Oaks Place
Walnut Creek, California 94596

Residence (if different):

Inventor's Signature: *Alex Leynov* Date: 9/26/01

PART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d)

Country	App. No.	Filing Date
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PART C: CLAIM TO PRIORITY OF U.S. PROVISIONAL AND NONPROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e) AND 120

Serial No.	Filing Date	Status
<u>60/241,101</u>	<u>10/16/00</u>	<input checked="" type="checkbox"/> Abandoned